

Appl. No. 09/898,132  
Amdt. dated April 6, 2004  
Reply to Office Action of February 2, 2004

**REMARKS/ARGUMENTS**

**I. Status of the Claims**

Claims 121-140 are currently pending. None of these claims are currently amended. No new claims have been added.

**II. Response to the Rejection**

**Under Obviousness-Type Double Patenting**

*a) Over Abbott*

Claims 121-140 are rejected under the judicially created doctrine of obviousness type double patenting over claims 1-21 of U.S. Pat. No. 6,284,197 (Abbott *et al.*) ("Abbott"). The Examiner states that a timely filed terminal disclaimer in compliance with 37 CFR 1.321(c) may be used to overcome this rejection. Therefore, Applicants herewith submit a 1.321(c) terminal disclaimer. Since this terminal disclaimer obviates the double patenting rejection, Applicants respectfully request withdrawal of the rejection.

**CONCLUSION**

In view of the foregoing, Applicants believe all claims now pending in this Application are in condition for allowance. The issuance of a formal Notice of Allowance at an early date is respectfully requested.

If the Examiner believes a telephone conference would expedite prosecution of this application, please telephone the undersigned at 415-576-0200.

PATENT

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Respectfully submitted,



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